

Arrest Law Bulletin

in this issue:

2007 Annual Index

Issue Page

CIRCUMSTANTIAL EVIDENCE

Canadian woman crosses border to empty several bank accounts in U.S., Rajwani (5th Cir.),Feb. 4

CONSENT

Girlfriend gives police consent to search suspect's house, Crabb (10th Cir.), April 5

CONSPIRACY

Arrestee claims he had changed mind on drive-by shooting, Saffold (11th Cir.), Mar. 4

DETENTION

Officers draw weapons on man hiding in car, Valenzuela (10th Cir.), May 6

Officers stop injured man wandering near abandoned accident scene, Johnson (6th Cir.), Oct. 1

Police hear shots, stop nearby car, Bolden (5th Cir.), Dec. 2

Police report unclear on timing of shoplifter's arrest, Kajander (9th Cir.), June 4

DUE PROCESS

Police wait three years to arrest suspect, Brown (6th Cir.),Sept. 5

ENTRAPMENT

Recovering addict is approached by government informant that cooks cocaine, Moon (11th Cir.),Jan. 4

EVIDENCE

Alleged co-conspirator told police chief in another state she was "doing something illegal," Horta (5th Cir.),Mar. 5

EXCESSIVE FORCE

During raid, officer shoots unarmed suspect who was near officer's weapon, Alford (4th Cir.),Nov. 3

Mentally disturbed individual continues to resist arrest, Giannetti (10th Cir.),Mar. 1

Police chase leads to death of suspect, Beshers (11th Cir.),Sept. 4

Police sniper shoots man who is holding a rifle near responding police officers, Livermore (6th Cir.),Mar. 2

	Issue	Page		Issue	Page
Suspect threatens to urinate in squad car, police allegedly drag him out, Green (3d Cir.),	Oct.	3	IDENTIFICATION		
Woman refuses to get out of car during traffic stop, Mecham (10th Cir.), ..	Oct.	4	Bank robber identified and described several times, Rattler (D.C. Cir.),	Mar.	4
EXPECTATION OF PRIVACY			IMMUNITY		
Suspect claims privacy interest in his girlfriend's apartment, Taylor (5th Cir.),	April	3	Paramedics at scene treat arrestee, then hand him over to police, Andujar (11th Cir.),	April	5
FIRST AMENDMENT			IN BRIEF		
Woman yells at officers, agitates police dog, McDermott (8th Cir.),	Feb.	3	Coercion, Aleman (TX),	Feb.	8
HOT PURSUIT			Confession, Jackson (MA),	Jan.	7
Car chase results in suspect's fatality as well as the fatality of a two-year-old passenger, Sanders (11th Cir.),	Jan.	5	Confession, Meyer (TX),	Aug.	8
			Detention, Bons (WI),	April	8
			Detention, Harrison (AR),	Dec.	7
			Detention, Rusmussen (WA),	Dec.	8
			Detention, Wilson (MD),	Oct.	7
			Evidence, Brown (OH),	Feb.	8
			Evidence, Jones (TX),	April	8
			Informant, Clifton (WA),	Mar.	8
			Juvenile, B.J. (FL),	April	7
			Miranda, Bluhm (IN),	May	7
			Miranda, Britton (CT),	Sept.	7
			Miranda, McGhee (NC),	May	8
			Miranda, Morris (IN),	Sept.	8
			Narcotics, Collins (NJ),	Feb.	7
			Plain feel, Jeffrey (IN),	June	8
			Plain feel, Kelley (MO),	Aug.	7
			Probable cause, Benton (OH),	April	7
			Probable cause, Castella (FL),	June	7
			Probable cause, Figueroa (NJ),	July	7
			Probable cause, Folk (NY),	Nov.	7
			Probable cause, Harding (GA),	Feb.	7
			Probable cause, Keene (ID),	Sept.	7
			Probable cause, Lewis (TX),	Nov.	8
			Probable cause, McNair (NY),	Feb.	8
			Probable cause, Patton (GA),	Aug.	6
			Probable cause, Sears (NE),	June	8
			Probable cause, Staples (MN),	May	7
			Probable cause, Vega (GA),	June	7
			Probable cause, Williams (FL),	Oct.	7
			Protective frisk, Davis (LA),	Mar.	7
			Protective sweep, Dejesus (MA),	Oct.	8
			Reasonable suspicion, Alvey (UT),	July	8

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	Issue	Page		Issue	Page
Resisting arrest, Messier (VA),	June	8	Detective asks another officer		
Right to an attorney, Huntington (AK), ..	Feb.	7	to stop suspect's pickup truck,		
Search incident to arrest, McGuirk (WA),	May	8	Marshall (6th Cir.),	June	3
Search incident to arrest, Small (NJ),	May	8	Motel clerk positively identifies suspect,		
Search, Jaeger (IA),	April	7	Williams (10th Cir.),	Aug.	3
Search, Walker (AZ),	July	6	Officer hears shots, sees one suspect		
Sobriety tests, Bridgers (KY),	Feb.	7	chase after another, McFarlane (1st Cir.),	Aug.	4
Traffic stop, Rivera (MA),	Mar.	8	Officers arrest only woman on		
Unlawful arrest, Castillo (TX),	July	7	'drug' airplane, Willis (6th Cir.),	Oct.	6
Warrant, Cameron (OH),	Dec.	7	Officers swear out warrants after		
Warrant, Santiago (MA),	Nov.	7	personally observing suspect		
Warrantless arrest, Clavette (FL),	Dec.	7	committing criminal acts,		
Warrantless arrest, Conn (IN),	July	6	Briggs (3d Cir.),	Nov.	5
Warrantless arrest, Eastes (FL),	Aug.	6	Police respond to report of		
Warrantless arrest, Myers (NJ),	Aug.	7	shoplifting, Boykin (6th Cir.),	May	3
Warrantless search, Clark (NJ),	Mar.	8	Police try to nab alleged drug boss		
			based on informant's tip,		
INVENTORY SEARCH			O'Connor (3d Cir.),	June	2
After arresting suspect, officers			Store clerk calls police over		
search car before tow truck arrives,			fear that customer may rob her,		
Lee (4th Cir.),	June	1	Williams (7th Cir.),	Sept.	3
Arrestee requests his bags be			Suspect flees at police approach,		
brought to the stationhouse,			Laville (3d Cir.),	April	1
Banks (4th Cir.),	May	2	Suspect runs at officer's approach,		
			Pittman (3d Cir.),	Aug.	2
MALICIOUS PROSECUTION			PROTECTIVE SEARCH		
Detainee tries to argue that his			Suspect has knife and fails to		
two-hour detention was malicious			follow police orders, Robinson (8th Cir.),	April	4
prosecution, Laufgas (3d Cir.),	Jan.	5	REASONABLE SUSPICION		
Parolee ends up in fight with officer			Officer sees trio standing with		
after another man has a seizure,			alcohol in high-crime area,		
Johnson (3d Cir.),	Mar.	6	Salter (11th Cir.),	Oct.	5
MIRANDA			RESISTING ARREST		
Arresting officer asks if there is			Officers shoot machine-gun-		
anything in the room he should			wielding carjacker who claims		
know about before Mirandizing			excessive use of force, Gravely (3d Cir.),	April	2
defendant, Newsome (11th Cir.),	Feb.	5	Suspected crack dealer breaks free		
Bank robber invites agents into			from arresting officer, Bougess (6th Cir.),	May	4
home, confesses, Thompson (7th Cir.), ...	Sept.	1	RETURN OF PROPERTY		
Man claims Miranda warnings			Bank robber wants seized money		
should have been given in Spanish,			and watch back, Wallace (3d Cir.),	Feb.	1
Longoria (11th Cir.),	June	6			
PROBABLE CAUSE					
Deputy arrests man for failure to					
display driver's license, Brown (10th Cir.),	Nov.	6			

	Issue	Page		Issue	Page
SAME OCCASION			UNLAWFUL DETENTIONS		
Two charged crimes that were of the same type and happened within 16 minutes of each other are argued to have been one continuous crime, Holland (11th Cir.), Jan.	6		Officers continue to use handcuffs after they pat down suspect, Flowers (10th Cir.),	Jan.	2
SEARCH INCIDENT TO ARREST			USE OF FORCE		
Arrestee gives officers consent to search room and car, Arreola (8th Cir.), . Nov.	1		Failed negotiations end in death for suspect, DeMerrell (6th Cir.),	Jan.	3
Man arrested in storage unit; sweep reveals drugs and a firearm, Charles (5th Cir.),	1		WARRANT		
SENTENCING			Affidavit makes conclusory statement that woman assisted in robbery and double murder, Spencer (5th Cir.),	July	3
Arrestee has sentenced enhanced for "violent felony" of carrying a concealed weapon, Alexander (6th Cir.), Mar.	3		Officers search probationer's bedroom for missing girl, Chirino (2d Cir.),	May	1
SPEEDY TRIAL			Police enter home under misdemeanor bench warrant, Gooch (9th Cir.),	Dec.	5
20 months between indictment and arrest, Jackson (6th Cir.),	2		Thief attacks validity of warrant affidavit, Lynch (10th Cir.),	Nov.	3
While speedy trial request is pending, defendant enters unconditional guilty plea, Washington (3d Cir.),	1		Warrant fails to include residence information for parolee, Taylor (D.C. Cir.),	Sept.	2
SUPREME COURT SPOTLIGHT			WARRANTLESS ARREST		
Vehicle passenger challenges officers' stop of car, Brendlin (U.S. Supreme Court),	July	1	Police fingerprint suspect during unlawful arrest, discover prior record, Oscar-Torres (4th Cir.),	Dec.	1
UNLAWFUL ARREST			Suspect threatens and harasses another in officer's presence, McNeill (4th Cir.),	June	4
Officers make arrest based on recalled warrant from another county, Herring (11th Cir.),	Aug.	1	WARRANTLESS STOP		
Officers shoot suicidal, boxed-in suspect during negotiations, Lehman (9th Cir.),	May	5	Officer who is not part of earlier investigation conducts requested traffic stop, Ramirez (9th Cir.),	Feb.	3
Police believe golfer filed false insurance claim, interrogate his wife on a Saturday, Hall (7th Cir.),	Dec.	3			

